

I hereby certify that this correspondence is being  
deposited with the United States Postal Service  
first class mail in an envelope addressed to:  
Assistant Commissioner for Patents,  
Washington, D.C. 20231, on September 19, 2001

LAW OFFICES OF JONATHAN ALAN QUINE

By Juliana Hermes  
Juliana Hermes

Attorney Docket No. 01-054210US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Theo T. Nikiforov, et al.

Application No.: 09/854,417

Filed: May 11, 2001

For: DETECTION OF NUCLEIC ACID  
HYBRIDIZATION BY  
FLUORESCENCE POLARIZATION

Examiner: Unassigned

Art Unit: 1645

LETTER TO OFFICIAL DRAFTSPERSON

Attn:  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant hereby submits 21 sheets of formal drawings to be made of record in  
the above-identified case.

Respectfully submitted,

Jonathan Alan Quine, J.D., Ph.D.  
Reg. No. 41.261

LAW OFFICES OF JONATHAN ALAN QUINE  
P.O. BOX 458  
Alameda, CA 94501  
(510) 337-7871  
Fax (510) 337-7877

Please type a plus sign (+) in this box → ☐

Approved for use through 09/30/2000. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

SEP 24 2001

PATENT & TRADEMARK OFFICE

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number

09/854,417

Filing Date

May 11, 2001

First Named Inventor

Theo T. Nikiforov

Group Art Unit

1645

Examiner Name

Unassigned

Total Number of Pages in This Submission

Attorney Docket Number

01-054210US

## ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☐ Amendment / Response

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☒ Response to Missing Parts/ Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☒ Assignment Papers (copies, not for recordation)

☒ Drawing(s)

☐ Licensing-related Papers  
Sequence Listing, diskette and statement accompanying Sequence Listing

☐ Petition to Convert to a Provisional Application

☒ Power of Attorney and Statement Under 37 CFR 3.73(b)

☐ Terminal Disclaimer

☐ Small Entity Statement

☐ Request for Refund

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Additional Enclosure(s) (please identify below):

Cover letter and receipt acknowledgment postcard

### Authorization to Charge Deposit Account

Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Jonathan Alan Quine, Reg. No. 41,261, The Law Offices of Jonathan Alan Quine

Signature

*Jonathan Alan Quine*

Date

September 19, 2001

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: September 19, 2001

Typed or printed name

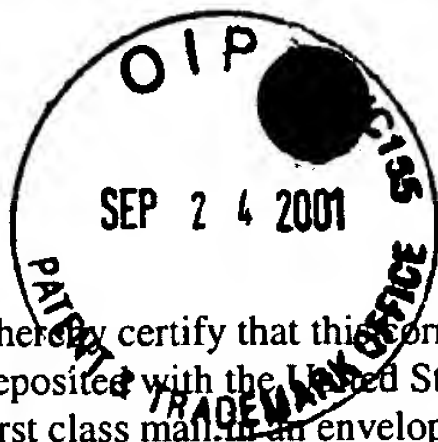
Juliana Hermes

Signature

*Juliana Hermes*

Date

September 19, 2001



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:


Assistant Commissioner for Patents,

Attn: Box Missing Parts,

Washington, D.C. 20231, on September 19, 2001

LAW OFFICES OF JONATHAN ALAN QUINE

By

  
Juliana Hermes

Attorney Docket No. 01-054210US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Theo T. Nikiforov et al.

Application No.: 09/854,417

Filed: May 11, 2001

For: **DETECTION OF NUCLEIC ACID  
HYBRIDIZATION BY FLUORESCENCE  
POLARIZATION**

Examiner: Unassigned

Art Unit: 1645

TRANSMITTAL LETTER - RESPONSE  
TO NOTICE OF MISSING PARTS

Attn: Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Pursuant to the "Notice to File Missing Parts of Application - Filing Date Granted" dated July 19, 2001, enclosed are the following to be made of record in the above-identified application:

- 1) Executed Declaration
- 2) Power of Attorney and Certificate of Assignee Under 37 C.F.R. § 3.73(b) (+ copy of Assignment - not for recordation-note: The Assignment for recordation is being sent concurrently under separate cover to Box Assignment, pursuant to the MPEP @ Page 300-M and Form PTO-1619A)
- 3) Copy of Notice of Missing Parts
- 4) Sequence listing and diskette
- 5) Statement Accompanying Sequence Listing
- 6) Letter to Draftsperson
- 7) 21 Sheets of Formal Drawings

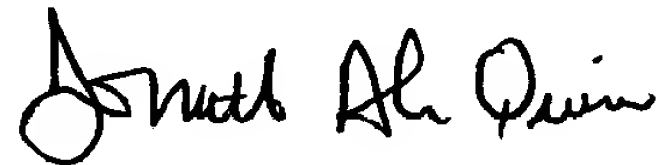
- 8) Transmittal Sheet
- 9) Receipt indication postcard

Please charge Deposit Account No. 50-0893 for the following fees:

Large entity: (a)	Filing Fee (§ 1.16(a)) (Large Entity)	\$ 710.00
(b)	Excess Claims Fees (§ 1.16(b), (c)):	
	$52 - 20 = 32 \times 18 =$	\$ 576.00
	$5 - 3 = 2 \times 80 =$	\$ 160.00
(c)	Missing Parts Surcharge	\$ 130.00
<b>TOTAL FEES TO BE CHARGED</b>		<b>\$1576.00</b>

The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to Deposit Account No. 50-0893. This Transmittal Letter is submitted in duplicate.

Respectfully submitted,



Jonathan Alan Quine, J.D., Ph.D.  
Reg. No. 41.261

LAW OFFICES OF JONATHAN ALAN QUINE  
P.O. BOX 458  
Alameda, CA 94501  
(510) 337-7871  
Fax (510) 337-7877

414



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/854,417	05/11/2001	Theo T. Nikiforov	01-054210US

CONFIRMATION NO. 7668

22798

LAW OFFICES OF JONATHAN ALAN QUINE  
P O BOX 458  
ALAMEDA, CA 94501

FORMALITIES LETTER



\*OQ000000006318312\*

Date Mailed: 07/19/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

11/27/2001 EASUBEX1 00000000 000000 09/854,417

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$736.
  - \$576 for 32 total claims over 20.
  - \$160 for 2 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1576.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after

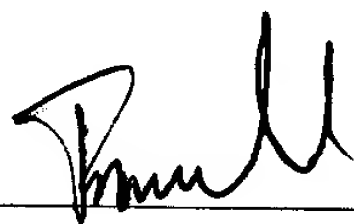
September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)**

---

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY